

REMARKS

Claims 1, 3, 4 and 6 are pending in the application. Claims 1, 3, 4 and 6 have been amended. Claims 2 and 5 have been canceled without prejudice or disclaimer. Reconsideration of this application is respectfully requested.

The Office Action rejects claims 1-6 under 35 U.S.C 103(a) as unpatentable over Applicants' admitted prior art in view of U.S. Patent No. 6,430,397 to Willrett, hereafter Willrett. This rejection is respectfully traversed.

Independent claims 1 and 4 have been amended to incorporate the language of dependent claims 2 and 5, respectively.

The Examiner contends that the admitted prior art set forth in the Description of the Prior Art, pages 1-3 of the specification discloses all of the elements/steps of amended independent claims 1 and 2 as listed at pages 2 and 3 of the Office Action. However, the Description of the Prior Art mentions only a mobile station and a packet data serving node (PDSN). There is no mention of the claimed base station, mobile station-packet data serving node monitoring system (MPMS), a global positioning system (GPS) receiver, a first packet data collecting device and a second data collecting device. Therefore, the suggested combination of the admitted prior art and Willrett is without merit.

With respect to canceled claims 2 and 5, which have been incorporated into amended independent claims 1 and 4, the Examiner contends that Willrett discloses a second packet data collecting device as claimed. However, Willrett does not disclose a specific data collection device, but does seem to collect data from the Abis interface. This seems to be the only point from which mobile radio analysis device MA collects data. In contrast, independent claims 1 and 4 recite first and second data packet collecting devices that collect information from two different locations and supply the data to the mobile station-packet data serving

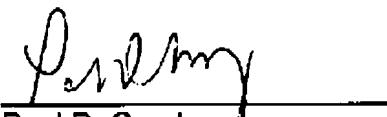
node monitoring system. Therefore, Willrett, taken separately or in combination with the prior art described in Applicants' Description of the Prior Art does not disclose or teach the claimed invention.

For the reasons set forth above, it is submitted that the rejection of claims 1, 3, 4 and 6 under 35 U.S.C. 103(a) is erroneous and/or obviated by the amendment and should be withdrawn.

It is respectfully requested for the reasons set forth above that the rejection under 35 U.S.C. 103(a) be withdrawn, that claims 1, 3, 4 and 6 be allowed and that this application be passed to issue.

For the reasons set forth above, it is submitted that this amendment places the application in condition for allowance. Accordingly, it is respectfully requested that this application be allowed and passed to issue. If this amendment is deemed to not place the application in condition for allowance, it is respectfully requested that it be entered for the purpose of appeal.

Respectfully Submitted,



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